

FILED

AUG 6 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

E-filing

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

PJH

10 Manuel Torres Torregroza Jr. Plaintiff }  
11 vs. }  
12 Mike Evans (CDW) Defendant. )  
13 )  
14 )  
15 )

CV NO. 08

3768

PRISONER'S  
APPLICATION TO PROCEED  
IN FORMA PAUPERIS

(PR)

I, Manuel Torres Torregroza Jr. declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes        No ✓

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

26 Gross: NA Net: NA

27 Employer: NA

28 \_\_\_\_\_

If the answer is "no," state the date of last employment and the amount of the gross and net salary and wages per month which you received. (If you are imprisoned, specify the last place of employment prior to imprisonment.)

San Diego blood bank San Diego, (a 92102)

10<sup>\$1</sup> an hour

7      2.     Have you received, within the past twelve (12) months, any money from any of the  
8 following sources:

a. Business, Profession or  
self employment Yes  No

b. Income from stocks, bonds,  
or royalties? Yes  No

c Rent payments? Yes No ✓

d. Pensions, annuities, or Yes \_\_\_ No  life insurance payments?

e. Federal or State welfare payments, Yes  No   
Social Security or other govern-  
ment source?

19 If the answer is "yes" to any of the above, describe each source of money and state the amount  
20 received from each.

Grandmother \$50<sup>00</sup> every one to two months.

3. Are you married? Yes No ✓

Spouse's Full Name: John Doe

25 Spouse's Place of Employment:

**26 Spouse's Monthly Salary, Wages or Income:**

27 Gross \$4 24 Net \$4 24

28 4. a. List amount you contribute to your spouse's support: \$ 12

NA

5. Do you own or are you buying a home? Yes No

**Estimated Market Value:** \$ \_\_\_\_\_ **Amount of Mortgage:** \$ \_\_\_\_\_

9 | 6. Do you own an automobile? Yes  No  Replied

10 | Make Toyota Year 1999 Model Corolla

11 Is it financed? Yes  No  If so, Total due: \$ 2,500

12 || Monthly Payment: \$ 299

13 7. Do you have a bank account? Yes  No  (Do not include account numbers.)

14 Name(s) and address(es) of bank: Bank of America San Ysidro Blvd.

15 San Ysidro, Ca 92173 - Trying to close account

16 | Present balance(s): \$

17 Do you own any cash? Yes  No  Amount: \$ 125

18 Do you have any other assets? (If 'Yes', go to Question 19)

19 | market value.) Yes  No

20 \_\_\_\_\_

**21. 8. What are your monthly exp**

22 Rent: \$ 72 Utilities: \_\_\_\_\_

23 Food: \$ \_\_\_\_\_ Clothing: \_\_\_\_\_

24 | Charge Accounts:

**25 Name of Account      Monthly Payment      Total Owed on This Acct.**

26 \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

27 \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

28 \_\_\_\_\_ \$ \_\_\_\_\_ \$ \_\_\_\_\_

1 9. Do you have any other debts? (List current obligations, indicating amounts and to  
2 whom they are payable. Do not include account numbers.)

3 ① Singular Wireless, San Diego \$300<sup>00</sup> ② AT&T phone company San Diego \$1,300  
4 Area 210, 91945 or 91932  
Bikbuster Video, Palm Ave San Diego, Mile of cars Toyota San Diego \$2500

5 10. Does the complaint which you are seeking to file raise claims that have been presented  
6 in other lawsuits? Yes  No \_\_\_\_\_

7 Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in  
8 which they were filed.

9 Both:  
10 U.S. United States Eastern District Court of California.  
11 Manuel Tomayo Torres Jr. vs. Martin Snyder # 1:08-cr-00428-PAW-GSA (PC)  
12 Manuel Tomayo Torres Jr. vs. Mike Evans (CIV) # 1:08-cr-00748-SMS (PC)

13 I consent to prison officials withdrawing from my trust account and paying to the court  
14 the initial partial filing fee and all installment payments required by the court.

15  
16 13 I declare under the penalty of perjury that the foregoing is true and correct and  
17 understand that a false statement herein may result in the dismissal of my claims.

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28

DATE

SIGNATURE OF APPLICANT

Manuel Tomayo Torres Jr.

1  
2 Case Number: \_\_\_\_\_  
3  
4  
5  
6  
7  
8

CERTIFICATE OF FUNDS

9 IN

10 PRISONER'S ACCOUNT

11  
12 I certify that attached hereto is a true and correct copy of the prisoner's trust account  
13 statement showing transactions of \_\_\_\_\_ for the last six months  
14 \_\_\_\_\_ [prisoner name] where (s)he is confined.

[name of institution]

15 I further certify that the average deposits each month to this prisoner's account for the  
16 most recent 6-month period were \$ \_\_\_\_\_ and the average balance in the prisoner's  
17 account each month for the most recent 6-month period was \$ \_\_\_\_\_.

18  
19 Dated: \_\_\_\_\_

[Authorized officer of the institution]

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